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BEFORE THE  
Federal Communications Commission

WASHINGTON, D.C. 20554 DOCKET FILE COPY ORIGINAL

In the Matter of )  
)  
Amendment of Section 73.202(b), ) MM Docket No. 99-94  
Table of Allotments, ) RM-9532  
FM Broadcast Stations. )  
(Hinton, Whiting and Underwood, Iowa; )  
and Blair, Nebraska) )

To: Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

REQUEST FOR APPROVAL OF  
DISMISSAL AND WITHDRAWAL OF  
EXPRESSION OF INTEREST AND PROPOSAL

Mountain West Broadcasting ("MWB"), and pursuant to Section 1.420(j) of the Commission's rules, hereby requests that the Mass Media Bureau ("Bureau") approve the dismissal and withdrawal of MWB's expression of interest in applying for, constructing and operating a new FM broadcast station on Channel 267A at Hinton, Iowa, as well as the dismissal and withdrawal of MWB's "Petition for Rule Making" dated February 10, 1999, and received February 22, 1999, (RM-9532).

Attached is the Certification of Victor A. Michael, Jr., President of MWB that neither MWB nor its principals has received or will receive any money or other consideration in exchange for the dismissal and withdrawal of the expression of interest and the Petition for Rule Making, and that there is no other written or oral agreement of any nature. Mr. Michael notes, however, that this dismissal is filed at the request of and as an accommodation to Sunrise Broadcasting of Nebraska, Inc. ("Sunrise"). Mr. Michael certifies that the dismissal and withdrawal serves the public interest, because it will permit the Bureau to grant the Counter-Proposal of Sunrise to amend the FM Table

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of Allotments to delete Channel 268C3 from Blair, Nebraska; to add Channel 267C2 at Whiting, Iowa; to modify the license for KISP(FM) to specify operation on Channel 267C2 at Whiting, Iowa, and to add Channel 268A at Underwood, Iowa, as a first local service. The Sunrise Counter-Proposal not only proposes the upgrade of an existing station, but also the allotment of a new first local FM radio service in reasonable proximity to Hinton, Iowa.

Counsel for MWB is advised that Sunrise will file an appropriate Certification that neither it nor its principals has paid or promise to pay any money or other consideration in exchange for the dismissal and withdrawal of the MWB expression of interest and the Petition for Rule Making, and that there is no other written or oral agreement of any nature.

**WHEREFORE**, MWB requests that the Bureau grant this Request; dismiss and withdraw MWB's expression of interest in applying for, constructing and operating a new FM broadcast station on Channel 267A at Hinton, Iowa, and dismiss and withdraw MWB's "Petition for Rule Making" dated February 10, 1999, and received February 22, 1999, (RM-9532).

Respectfully submitted,

**MOUNTAIN WEST BROADCASTING**

By:   
A. Wray Fitch, III

**GAMMON & GRANGE, P.C.**  
8280 Greensboro Drive, 7th Floor  
McLean, VA 22102-3807

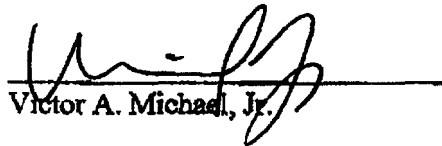
November 12, 1999

### CERTIFICATION

I, Victor A. Michael, Jr., do hereby certify under penalty of perjury, that:

1. I am President of Mountain West Broadcasting ("MWB").
2. Neither MWB nor any of its principals has received or will receive any money or other consideration in exchange for the dismissal and withdrawal of MWB's expression of interest in applying for, constructing, and operation a new FM broadcast station on Channel 267A at Hinton, Iowa, as well as the dismissal and withdrawal of MWB's "Petition for Rule Making" dated February 10, 1999, and received by the Federal Communications Commission on February 22, 1999, (RM-9532).
3. There is no other written or oral agreement of any nature.
4. The dismissal and withdraw of the expression of interest and the petition for rule making will serve the public interest because it will permit the Mass Media Bureau to grant the Counter-Proposal of Sunrise Broadcasting of Nebraska, Inc. tendered May 10, 1999, in MM Docket No 99-94. That Counter-Proposal not only proposes the upgrade of an existing station, but also the allotment of a new first local FM radio service in reasonable proximity to Hinton, Iowa.

10-25-99  
Date

  
Victor A. Michael, Jr.

### **CERTIFICATE OF SERVICE**

I, Millie Adams, do hereby certify that I have caused to be served, by First Class Mail, postage pre-paid, this 12th day of November, 1999, a copy of the foregoing "Request for Approval of Dismissal and Withdrawal of Expression of Interest and Proposal" upon the following person:

Harold K. McCombs, Esquire  
Dickstein Shapiro Morin & Oshinsky LLP  
2101 L Street, NW  
Washington, DC 20037-1526

A handwritten signature in cursive script, appearing to read "Millie Adams", written over a horizontal line.

Millie Adams